

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

COLONIAL PIPELINE COMPANY, )  
                                )  
Plaintiff,                 )  
                                )  
v.                             )      No. 3:05-MC-42  
                                )      (Phillips/Shirley)  
JOHN G. MORGAN, et al., )  
                                )  
Defendants.                 )

**MEMORANDUM & ORDER**

This matter is before the undersigned pursuant to 28 U.S.C. § 636(b), the Rules of this Court, and by Order [Docs. 5, 11] of the Honorable Thomas W. Phillips, United States District Judge, for disposition of Plaintiff Colonial Pipeline Company's Motion to Compel Production of Documents and Things for Inspection and Copying Against Non-Party The Premcor Refining Group, Inc., Recently Acquired by Valero Energy Corporation [Doc. 2] and the Motion by The Premcor Refining Group, Inc. to Quash Subpoena, or in the Alternative, for a Protective Order [Doc. 7].

Plaintiff has advised the Court that the civil action from which this discovery dispute arose has been dismissed. Accordingly, Plaintiff Colonial Pipeline Company's Motion to Compel Production of Documents and Things for Inspection and Copying Against Non-Party The Premcor Refining Group, Inc., Recently Acquired by Valero Energy Corporation [Doc. 2] and the Motion by

The Premcor Refining Group, Inc. to Quash Subpoena, or in the Alternative, for a Protective Order [Doc. 7] are **DENIED AS MOOT**.

**IT IS SO ORDERED.**

ENTER:

s/ C. Clifford Shirley, Jr.  
United States Magistrate Judge